

1  
2  
3  
4  
5  
6  
7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

10 JAMES PHILLIP DOUGLAS,

11 Plaintiff,

12 v.

13 RON VAN BOENING *et al.*,

14 Defendants.  
15

CASE NO. C09-5152RBL/JRC

ORDER ADOPTING A REPORT  
AND RECOMMENDATION

16 The Court, having reviewed the Report and Recommendation of Magistrate Judge J.  
17 Richard Creatura, objections to the Report and Recommendation, if any, and the remaining  
18 record, does hereby find and ORDER:  
19

- 20 (1) Plaintiff's Motion for an Extension of Time to File an Amended Complaint [Dkt.  
21 #32] is **DENIED**. The record reflects that plaintiff has been given ample time to  
22 file his amended complaint and has failed to do so.
- 23 (2) The Court adopts the Report and Recommendation;
- 24 (3) This action is **DISMISSED WITH PREJUDICE** for the reasons set forth  
25 in the Report and Recommendation.  
26

1 (4) The Clerk is directed to send copies of this Order to plaintiff, and to the  
2 Hon. J. Richard Creatura.

3 DATED this 11<sup>th</sup> day of December, 2009.

4   
5 RONALD B. LEIGHTON  
6 UNITED STATES DISTRICT JUDGE  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26